

REMARKS

Applicant respectfully requests entry of the foregoing amendments by the Examiner. By this amendment, claims 1, 11, 15, 18, 23 –27, 30 and 33 are amended. Claims 13, 14, 20, 21 and 32 cancelled, and new claims 34-43 are added. There are now 37 claims pending. These are 1-5, 7-12, 15-19, 22-31 and 33-43. No new matter is introduced by the amendments and support for the amendments is found throughout the specification.

Applicant appreciates the courtesy of a telephone interview with the Examiner on December 14, 2004, and the Examiner's willingness to search and examine the amended and new claims. Applicant respectfully requests reconsideration of the pending claims in view of the amendments and following remarks.

Rejection of Claims under 35 U.S.C. § 102

Claims 1, 2, 3, 10, 13 and 14 were rejected under 35 U.S.C. § 102(b) as being anticipated by *Paradissis et al.* (US 5,494,678). The amended claims recite compositions which are not disclosed by *Paradissis et al.*

Claims 1, 2, 3, 10, 11, 13 and 14 were rejected under 35 U.S.C. § 102(b) as being anticipated by *Rowland et al.* (US 5,405, 613). The amended claims recite compositions which are not disclosed by *Rowland et al.*

For at least all these reasons, Applicant respectfully asserts that the rejection of claims under 35 U.S.C. § 102(b) has been overcome and requests withdrawal of the rejection.

Rejection of Claims Under 35 U.S.C. § 103

Claims 15-22 were rejected under 35 U.S.C. § 103(a) as unpatentable over *Rowland et al.* (US 5,405, 613). *Rowland et al.* uses different compositions in their method. *Rowland et al.* does not disclose, teach, suggest or provide motivation to use Applicant's claimed method, as recited in the amended claims, to treat a condition associated with a hormonal change.

This response is timely filed for receipt of an advisory action as the two month date was Sunday, December 19, 2004. Early and favorable consideration is earnestly solicited. If the Examiner believes any informalities remain in the application that can be resolved by telephone interview, a telephone call to the undersigned attorney is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John K. McDonald", with a long horizontal flourish extending to the right.

John K. McDonald, Ph.D.

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